

**JUSTIFICATION AND APPROVAL
FOR OTHER THAN FULL AND OPEN COMPETITION
DLA Child Development Center**

1. IDENTIFICATION OF THE AGENCY AND THE CONTRACTING ACTIVITY

Agency:

Defense Logistics Agency
DLA Headquarters Complex
8725 John J Kingman Road
Fort Belvoir, VA. 22060

Contracting Activity:

Defense Logistics Agency
DLA Contracting Services Office at Richmond
8000 Jefferson Davis Highway
Richmond, VA 23297-5441

2. NATURE AND/OR DESCRIPTION OF THE ACTION BEING APPROVED

The action being requested is approval for a Justification and Approval for Other Than Full and Open Competition in support of the DLA Child Development Center (CDC).

Title of Project: Child Development Center

Proposed Vendor: Bright Horizons, SP4705-14-C-0018

This requirement is to provide Child and Youth Programs (CYP) in support of the military and civilian employees performing DLA's missions.

3. A DESCRIPTION OF THE SUPPLIES OR SERVICES REQUIRED TO MEET THE AGENCY'S NEEDS/ESTIMATED DOLLAR AMOUNT

Purpose: The purpose of this requirement is to continue providing contracted out child development services for military and civilian employees performing DLA's mission until a new long term contract is awarded.

The sole source, firm fixed price per child bridge contract period of performance will be a six (6) month base period, with one (1) four (4) month option. The bridge contract will begin Dec 1, 2015 or date of award whichever is later. Six months of base period is designed to bridge this project until a new contract can be awarded. Current in-house personnel are not sufficient to meet these tasks. The decision by leadership for this service to remain contracted out does not allow for the services to convert to an in-sourced facility. The time frame until the current contract expiration date does not allow for the stand-up of an interim government organization. The estimated value of this acquisition is \$3,264,331.52.

4. IDENTIFICATION OF THE STATUTORY AUTHORITY PERMITTING OTHER THAN FULL AND OPEN COMPETITION

This requirement is being pursued in accordance with Federal Acquisition Regulation (FAR) 6.302-1(a)(2)(iii)(B) only one responsible source and no other supplies or services will satisfy agency requirements. This requirement must be met in accordance with the policies and laws and within time constraints; seeking other sources will result in unacceptable delays in fulfilling the agency's requirements.

The prior Justification and Approval for Other than Full and Open Competition utilized FAR 52.217-8, Option to Extend Services, and indicated the follow on effort would be competed; however, it is anticipated the follow on effort will not be awarded until May 31, 2016, with an estimated four month transition period if the award is not issued to the incumbent, with full performance beginning October 1, 2016.

5. DEMONSTRATION THAT THE PROPOSED CONTRACTOR'S UNIQUE QUALIFICATIONS OR THE NATURE OF THE ACQUISITION REQUIRES USE OF THE AUTHORITY CITED

Over the past 63 months, under Contract SP4705-14-C-0018, Bright Horizons has provided essential child development support to DLA at Fort Belvoir that cannot be forgone for any amount of time. Bright Horizon's child and youth services has the experience, knowledge and understanding of DLA child development requirements, and no other contractor would have time before the current contract ends to prepare to operate the CDC on December 1, 2015. Bright Horizons is the only source that can continue to perform this work in the time required due to its experience with the current proposed 6 month contract and its personnel having the required Care National Agency Check and Inquiries, which is currently taking 3-4 months to complete. Transitioning to a different contractor for the bridge contract would disrupt child care services and cause a break in our recently re-accredited program. Having no child development services is not an option. The award of a bridge contract will allow the time required for Government personnel to put in place a new long-term contract that meets the Government's needs without causing unacceptable delays in fulfilling DLA's requirements in the interim.

6. DESCRIPTION OF EFFORTS MADE TO ENSURE THAT OFFERS ARE SOLICITED FROM AS MANY POTENTIAL OFFERORS AS PRACTICABLE

The current CDC contract was awarded as a result of a full and open competition. Although the initial solicitation was competitive, efforts to conduct full and open competition for a short term contract of one year or less would disrupt the flow of service to the patron. Additionally, it is the position of the DLA at Fort Belvoir's Program Office that to engage a new vendor in the face of significant time constraints would result in unacceptable delays in fulfilling DLA's requirements due to personnel spin-up, including extensive background checks required of all child care personnel, and learning curve (people learning the organization and the work requirements). The contractor has been involved in this contract over the past 5 years and 3 months, and has the requisite background, personnel clearances and organizational knowledge level required to complete the remaining tasks within our limited timetable. Momentum gained in the current contract for follow-on efforts associated with the original tasks cannot be met by an award to another contractor in such a short time period, due to acquisition lead time. DLA requires on-going need for child care services. Currently DLA is working on the follow-on contract for the child development services up-to-date and expanded scope and tasks.

The government is currently working on the next contract for a similar effort, with updated and expanded scope and tasks, with a competitive and fiscally sensible approach. Soliciting firms via FedBizOpps will foster competition for future requirements for this service.

7. A DETERMINATION BY THE CONTRACTING OFFICER THAT THE ANTICIPATED COST TO THE GOVERNMENT WILL BE FAIR AND REASONABLE

The original contract was on a firm fixed price basis per child as the result of Full and Open competition. DLA will have a need for child development services after expiration of the bridge contract. A new solicitation is under development to award a follow-on, firm fixed-price, multi-year support contract. Historical information indicates that there are several firms which have the requisite skills and experience needed to satisfy future requirements. However, at this time, it is in the best interest of the government to continue this bridge effort. The government is currently working on the next contract for a similar effort, potentially with expanded scope and tasks, with a competitive and fiscally sensible approach. Soliciting firms via Fed Biz Opps will foster competition for future requirements for this service.

Bright Horizons' rates are comparable and competitive within the market as evidenced by the competitive nature of the original contract award. The Contracting Officer hereby determines the anticipated cost to the Government for the bridge contract will be fair and reasonable.

8. DESCRIPTION OF MARKET RESEARCH CONDUCTED:

In accordance with DFARS PGI 206.302-1, a Request for Information (RFI) was issued on September 22, 2015. No responses were received from industry in response to the RFI.

9. ANY OTHER FACTS SUPPORTING THE USE OF FULL AND OPEN COMPETITION

The current contract was awarded as a result of competition. Although competition will not be sought for the bridge contract, the follow-on 5-year contract action will be competed using Full and Open Competition procedures. The bridge action is so time sensitive in nature that no other source will suffice.

10. A LISTING OF SOURCES, IF ANY, THAT EXPRESSED, IN WRITING, AN INTEREST IN THE ACQUISITION

Per the RFI posted on September 22, 2015, no responses were received from industry in response to the RFI.

11. A STATEMENT OF THE ACTIONS, IF ANY, THE AGENCY MAY TAKE TO REMOVE OR OVERCOME ANY BARRIERS TO COMPETITION BEFORE ANY SUBSEQUENT ACQUISITION FOR THE SUPPLIES OR SERVICES REQUIRED

DLA has and continues to exercise competition as often as possible and is required to conduct ongoing reviews to keep abreast of new technology, both in industry and in the Government as a continuing effort within DLA. DLA always used a variety of vendors, manufacturers and contracts to fulfill its requirement and will continue its practice of surveying the market to ensure future full and open competition.

12. CERTIFICATIONS

Requirements/Technical Personnel:

I certify that the supporting data that form the basis for this justification are accurate and complete to the best of my knowledge and belief.



CHERISE J. GORDON

Contract Officer Representative

Child and Youth Program Coordinator

10/5/2015
Date

I hereby certify that the information contained in this justification is accurate and complete to the best of my knowledge and belief.

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ou=DoD, ou=PAJ, ou=DLA,
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Date: 2015.10.05 17:00:03 -0400

EMMA W. PFEIFFER

Contracting Officer

DLA Contracting Services Office at Richmond

10/5/15

Date

I have reviewed and concur with this justification.

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ou=STOUFFER.BRUCE.BROWN.1034628714
Date: 2015.10.06 10:28:43 -0400

BRUCE B. STOUFFER

Division Chief

DLA Contracting Services Office at Richmond

6 Oct 2015

Date

I have reviewed and hereby approve this justification.



KATHLEEN M. ARABIA

Competition Advocate

DLA Contracting Services Office

10/8/2015
Date